

SAUGET AREA 1, SITE G
E.B. REMOVAL ENFORCEMENT
SPECIFIC PRP
RUAN TRANSPORT CORP.

IL-

UTS

145007

RUAN
TRANSPORTS
1041(c) Response

007281

**RUAN
TRANSPORT
CORPORATION**

November 3, 1994

**Marsha A. Adams
5HSM-5J, Responsible Party
Search Section
U.S. Environmental Protection Agency
77 West Jackson Boulevard
Chicago, IL 60604-3590**

RECEIVED
NOV 9 1994

3200 RUAN CENTER
666 GRAND AVENUE
DES MOINES, IOWA
50309
515-245-2500

**SUPERFUND PROGRAM
MANAGEMENT BRANCH**

Re: 104 (e) Request for Sauget Area 1

Dear Ms. Adams:

In the future please direct all correspondence to the following address:

**Kenneth L. Kessler
Director of Legal Services
Ruan Transport Corporation
P.O. Box 855
Des Moines, IA 50304**

Attached are Ruan Transport Corporation's responses to the 104(e) request. They are based on information currently available. Additional investigations are being made and this information will be supplemented if anything is found.

Yours truly,

RUAN TRANSPORT CORPORATION



**Kenneth L. Kessler
Director of Legal Services**

pb

Attachment

007000

**RUAN TRANSPORT CORPORATION'S
RESPONSES TO
104 (e) REQUEST - SAUGET AREA 1**

1. Persons consulted in the preparation of the answers.
Mike Smith, Director of Environmental Affairs
Susan Wilson, Properties Manager
LaVerne Milbrandt, Treasurer
Bill Giles, VP Research & Engineering
Mike Mefford, Division Sales Manager
Kenneth Kessler, Director of Legal Services
Lee VerSteegh, Controller

All of the above are Ruan Transport Corporation employees in Des Moines, IA.

2. Identification of documents consulted.

They are attached to the specific responses to the following questions or are attached and identified by tab 2.

3. Others who may have information.
Cerro Copper Products Co., St. Louis, MO
Monsanto Company, St. Louis, MO
Midwest Rubber Reclaiming Division of Empire Chem., Inc.,
Binghamton, NY
Illinois Environmental Protection Agency, Springfield, IL
Metro Construction Company, 1300 Queeny Ave., Cahokia, IL
John Lorentzen, 2218 Mousett, Cahokia, IL
Harold Schmidt, 1300 1/2 Queeny, East St. Louis, IL
Harold Waggoner and Waggoner & Company, Collinsville, IL
Others as identified in the attached documents.

4. EPA Identification Numbers:
Ruan Transport Corporation was not issued an EPA Identification number for its site at Queeny and Falling Springs Road.
5. Identify all persons with knowledge or information about generation, transportation, disposal at the Site.
Mike Mefford, Division Sales Manager, for Ruan Transport Corporation, and others identified in response to the specific requests listed herein.
6. Identify the acts or omissions of others relating to the release of hazardous substances, etc.
See attached letter identified as number 6.

007633

7. Describe in detail Ruan Transport's and Waggoner & Company's operations at the facility between 1920 and 1982.
To the best of our knowledge and belief Waggoner operated a trucking company that transported chemicals in the 1960's and up to the mid '70's. In March of 1974 Ruan entered into a contract to lease and eventually purchase certain assets of Waggoner including the facility subject to the approval of the Interstate Commerce Commission. On June 3, 1974 approval and consummation occurred on a temporary basis. Final approval was not granted and consummation did not occur until June 27, 1978. Sometime in 1978 Metro Construction Company leased the area containing the building(s) and surrounding area which it then purchased in 1981. Ruan can not address the operations of Waggoner at the facility. When Ruan took over the facility, it only operated out of it for a short period of time, probably in the neighborhood of less than six (6) months. The business it hoped to handle for Monsanto did not materialize and it handled its other customers from other locations. There was no mechanical or repair work on the trucks done there nor was any washing or dumping of materials by Ruan. For further information see number 9 below and documents attached which are marked number 7.
8. Describe Waggoner's environmental practices at the property now owned by Ruan.
Ruan has no knowledge of Waggoner's environmental practices as they relate to Ruan's current property.
9. Did Ruan Transport operate a similar business using Waggoner's facility.
Ruan operated a similar business in that it transported freight as a for hire trucking company as did Waggoner. However, while it is believed that Waggoner carried out maintenance and truck washing functions on the portion of the facility later sold to Metro Construction Company, Ruan did not do so. Ruan retained the services of Rogers Cartage to clean its equipment (See attachment marked No. 9).
10. Documents or information indicating others discharged waste contaminants into Dead Creek or lagoons.
See attached document dated August 15, 1974, marked as number 6.
11. Identify organic or inorganic wastes/products at the facility.
Unknown but investigation continues.
12. Documents relating to the volume or characteristics of the above products.
None have been located, but investigation continues.
13. Were all waste materials and products accepted, stored, handled or used at the facility by Ruan or Waggoner disposed of on "plant" property.
It is presumed that "plant" means "facility". The actions of Waggoner are beyond the knowledge of Ruan Transport and thus it can not answer for them. Ruan did not dispose of any such materials on the facility.

441004

14. Were disposal activities carried out by employees or outside personnel. Ruan would have retained the services of local garbage and/or waste haulers. There names are no longer available, but investigation continues.
15. Leo and Paul Sauget's ownership of Sites G, H and I.
This respondent can not address the actions of Waggoner in relation to the subparts of this request. Ruan has been unable to locate any records or personnel who recall doing any business with Leo Sauget, Industrial Salvage & Disposal, Inc., Paul Sauget or Sauget & Company.
16. Did Ruan ever secure the services of Harold Waggoner or Waggoner & Company to arrange for the disposal of liquid chemical wastes at the facility.
No.
17. Identify the approximate time frame, nature and characterization of Waggoner's discharges into Dead Creek prior to the construction of the Site L lagoons.
Unknown
18. Was it common practice amongst Sauget Area businesses to discharge liquid chemical wastes or sanitary wastewaters into Dead Creek prior to the construction of the Site L lagoons by Waggoner?
Ruan does not have any knowledge relating to such practices either in the affirmative or negative.
19. Were there any liquid chemical wastes or sanitary wastewaters discharged into Dead Creek after the construction of the Site L lagoons?
None to our knowledge.
20. Provide all documents indicating:
 - (a) Those businesses that utilized Waggoner's services.
See attached material labeled number 20.
 - (b) Whether Monsanto sent trucks to Waggoner for cleaning.
Unknown
 - (c) Whether other trucking firms doing business with Monsanto used Waggoner's services.
Unknown
21. Describe the methods used by Ruan and Waggoner to handle solid wastes at this facility.
Ruan can not comment on Waggoner's methods as it has no knowledge of Waggoner's activities in this area. It is Ruan's corporate policy to have third parties such as waste disposal companies handle such material and it is assumed this would have been the case at this facility for the short time Ruan utilized it. However, no records have been located which would identify such companies. Further investigation continues.

007235

22. Did Ruan or Waggoner accept any cover materials for use at the Site L lagoons from Paul Sauget or Sauget & Company?
To the best of its knowledge Ruan did not accept such materials. It can not speak on behalf of Waggoner.
23. Has Ruan or Waggoner ever accepted waste materials or hazardous substances for transportation to and/or disposal at any portion of the Sauget Area 1 Site from any person?
Ruan's answer is no.
This respondent can not answer on behalf of Waggoner.

AFFIDAVIT

I, Kenneth L. Kessler, Director of Legal Services for Ruan Transport Corporation, having been duly sworn, hereby state:

1. I am the person authorized by Ruan Transport Corporation to respond to the 104(e) Request to which this is attached.
2. I have made a complete and thorough review of all documents, information, and sources relevant to the Request.
3. I hereby certify that the Response to which this is attached is complete and contains all information and documents responsive to the Request to the best of my knowledge and belief.

Dated this 3rd day of November, 1994.


Kenneth L. Kessler
Director of Legal Services

Subscribed and sworn to before me this 3rd day of November, 1994.


Notary Public

0002207

RUAN
TRANSPORT
CORPORATION

#2

EL

June 1, 1994

Joseph M. Kellmeyer, Esq.
Coburn & Croft
One Mercantile Center, Suite 2900
St. Louis, MO 63101

Re: Cerro Copper Products v.
Monsanto Company

3200 RUAN CENTER
666 GRAND AVENUE
DES MOINES, IOWA
50309
515-245-2500

Dear Mr. Kellmeyer:

We have concluded the search of our records in response to your subpoena served April 12th.

In order to save you from having to come to Des Moines, I am attaching copies of the material we have found.

They are:

1. Letter from EPA dated December 27, 1989.
2. Letter from Monsanto dated January 22, 1990.
3. Letter from EPA dated March 7, 1990 with attachment.
4. Letter from Monsanto dated March 20, 1990.
5. Letter from Monsanto dated April 17, 1990.
6. Fax from Monsanto dated May 24, 1990.
7. Letter from Monsanto dated June 27, 1990.
8. Letter from Monsanto dated June 28, 1990.
9. Letter from Monsanto dated July 5, 1990.
10. Letter from Ruan dated August 15, 1990.
11. Letter from EPA dated August 8, 1990.
12. Letter from James Stewart, attorney, dated August 21, 1990.
13. Letter from EPA dated December 20, 1990 with copy of consent order.
14. Letter and check from Ruan dated December 27, 1990.
15. Letter from Cerro Copper dated January 7, 1990.
16. Letter from Midwest Rubber dated January 4, 1991.
17. Letter from Monsanto dated August 1, 1990.
18. Letter from Ruan with Access Agreement dated August 22, 1990.
19. Letter from Monsanto dated October 1, 1991.

Yours truly,

RUAN TRANSPORT CORPORATION



Kenneth L. Kessler
Director of Legal Services

pb
Attachments

00100000

bbc: John Ruan III ✓
Ken Penaluna
Bill Giles

Waggoner file

#6

June 6, 1974

Mr. Harold Schmidt
1300½ Queeny
East St. Louis
Illinois

Dear Mr. Schmidt:

This is to confirm our conversation today that effective immediately you will cease dumping any waste product on the Waggoner property.

The stopping of this action was discussed on May 31, 1974 with an understanding that it would stop June 3, 1974. If you were not informed we had a breakdown in communications. However, the subject was totally reviewed today and the matter is closed.

Sincerely yours,

RUAN TRANSPORT CORPORATION

M. E. Mefford
Mike E. Mefford
District Manager

cc: Harold Waggoner

C
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P
Y

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EXHIBIT NO. 13
RUAN TRANSPORT CORPORATION
-PURCHASE-
HAROLD WAGGONER & COMPANY
DOCKET MC-F-12207
MC 107496 SUB 951

INTERSTATE SHIPMENTS BY HAROLD WAGGONER & COMPANY
FOR PERIOD BEGINNING 1-2-73 AND ENDING 3-19-74
LISTED ACCORDING TO DESTINATION CITY AND STATE

007203

LOAD ORIGIN CODE

<u>CODE NUMBER</u>	<u>ORIGIN</u>
4012	Monsanto Co. Sauget, Ill.
2089	Wood Treating Chemicals Co. St. Louis, Mo.
4166	Procter & Gamble Distributing Co. St. Louis, Mo.
4267	The Parker Company St. Louis, Missouri
4381	Mobil Chemical Company Sauget, Illinois
4703	Glidden-Durkee St. Louis, Mo.
4729	Allied Chemical Corporation East St. Louis, Ill.
4904	Edwin Cooper, Inc. Sauget, Ill.

Indiana, Kansas, Kentucky, Louisiana, Massachusetts, Minnesota, Missouri, Mississippi, New Jersey, New York, Ohio, Tennessee, Texas, and West Virginia.

Support for the applications was offered by five of eight shippers of chemicals participating in transportation contracts with Waggoner.

Proctor and Gamble Company has facilities throughout the world, including one in St. Louis. The company produces soaps, detergents, shortenings, edible products, household cleaning products and industrial chemicals. The St. Louis plant produces fatty acids of various types, palmsoy, and tallow, which are transported in bulk, both by rail and motor carrier, of which approximately 65 percent is shipped by motor carrier. It has used the services of Waggoner and Rogers. It ships approximately 200,000 pounds of chemicals per month by Waggoner destined to points in Iowa, Illinois, Ohio, Missouri, Tennessee, Kentucky, Pennsylvania, Minnesota, and New Jersey. It supports the retention of the existing authority on a statewide basis in order to avoid a lessening of available carrier service. It does not matter to the shipper whether a carrier that it utilizes holds contract or common carrier authority.

Agrico Chemical Company manufactures and markets agricultural chemicals and fertilizers in all States east of the Rocky Mountains. Agrico has had a contract with Waggoner since 1968. It has used Ruan elsewhere and has been satisfied with the service. Its interest is to see that the available service remains in existence.

Allied Chemical Corporation has had a contract with Waggoner for over 10 years. It has used Ruan's services elsewhere for shipments of chemicals. The company is the sixth largest chemical producer in the United States. It has a plant at East St. Louis which manufactures liquid and dry aluminum sulfate. The liquid product moves entirely in bulk, in tank vehicles, and the dry products moves in bulk and in packages. This product is sold to municipalities and paper manufacturers throughout the United States. The East St. Louis plant ships approximately 20,000 tons annually via motor carrier, utilizing private and common carriage. In 1973, it used Waggoner primarily to Kansas. It has not used Waggoner since the latter part of 1973. Waggoner's broad destination authority is of value because the shipper is offering bids which would affect the growth of the East St. Louis plant. The type of authority the carrier holds, whether contract or common, is not of importance to Allied. It switched to Klipsch when Waggoner ran into labor difficulties. It supports this application because in the past it has had at least two or three carriers and wants that service to continue to be available.

Wood Treating Chemicals Company, a division of Koppers Co., Inc., operates a plant in St. Louis. It produces liquid wood preservatives derived from pentachlorophenol and an oil base. The product is used

to treat railroad ties, farm implements, and army ammunition boxes. In 1973, it used Waggoner to serve three destinations in Indiana and Tennessee and one destination each in the States of Kansas, Ohio, and Texas. It also shipped products via other modes to two destinations in Illinois and one in Iowa. It has salesmen soliciting throughout the United States. Due to business expansion it now ships products to Pennsylvania, Alabama, and Mississippi. It ships eight or nine times more product by motor vehicle than by rail. The average volume shipped per month is 60,000 to 80,000 gallons. It ceased shipping via Waggoner due to Waggoner's labor difficulties in late 1973, and is now utilizing the services of Rogers. It tried to utilize two other carriers, one of which was Slay, but Slay, due to lack of equipment, could not provide the service. The reason for supporting the application is to insure that sufficient carriers are available and it does not matter whether the service is provided pursuant to contract or common carrier authority.

The Glidden-Durkee Co., Division of SMC Corporation, operates a plant in St. Louis, producing alkyd urea and baking enamel. The product is shipped in bulk form. It has held a contract with Waggoner for 10 years or more. It sells 20 to 24 shipments of product annually to Tupelo, Miss. It has shipped a similar product to Carthage, Mo., and a water bearing product to Arkansas. Since entering into a contract with Waggoner, it has used Waggoner's services and has continued to utilize Waggoner during the period of Ruan's management. It is supporting this application in order that the service may continue to be available. It states that it makes no difference if Ruan is issued contract or common carrier authority as long as the service is available.

Rogers is a motor common carrier specializing in the transportation of liquid and dry bulk products over irregular routes. As pertinent to this proceeding, Rogers holds authority in No. MC-64932 authorizing the transportation of liquid chemicals, in bulk, in tank vehicles, from St. Louis and Sauget, to points in Illinois, Indiana, Iowa, Kentucky, Michigan, Minnesota, Missouri, New Jersey, New York, Ohio, Pennsylvania, Tennessee, and Wisconsin; liquid acids and liquid chemicals, in bulk, in tank vehicles, from St. Louis and Sauget, to points in Vermont, New Hampshire, and Maine (the latter subject to a territorial restriction); liquid chemicals, in bulk, in tank vehicles, from St. Louis, to points in, among others, West Virginia, Alabama, Mississippi, Arkansas, Louisiana, Kansas, Oklahoma, and, as the result of a gateway elimination proceeding, all points in the State of Texas. Gateway elimination notices filed pursuant to Ex Parte No. MC-55 (Sub-No. 8), Gateway Elimination, 109 M.C.C. 530, permit direct service to the States of Connecticut, Delaware, Maryland, Massachusetts, and Rhode Island and to the States of Nebraska and Texas.

Rogers has been authorized to serve St. Louis for many years. For the transportation of liquid chemicals, Rogers operates 336 tractors and 508 trailers suitable for the transportation of liquid commodities including carbon steel, stainless steel, aluminum, and

PRODUCT MOVEMENTS

	<u>1-1-73 thru 3-19-74</u>	<u>6-3-74 to Present</u>
1. Cooper	2 loads to Texas	1 load to New Jersey
2. Allied	9 loads to McPherson, Kans.	
3. Glidden	22 loads to Tupelo, Miss.	14 loads to Tupelo, Miss.
4. Parker	2 loads to Newton, Ia.	6 loads to Iowa and Alabama
5. Proctor & Gamble	62 loads to Ohio, Illinois and Iowa	
6. Koppers	100 loads to Iowa, Illinois, Indiana, Kansas, Ohio, Tennessee	
7. Monsanto	538 loads	